

**THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN RE:

BOSTLEY, ROBERT & EVELYN

DEBTOR

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**CASE NO. 04-42136-R
CHAPTER 7**

**TRUSTEE'S
FINAL REPORT AND PROPOSED DISTRIBUTION**

LINDA S. PAYNE, trustee of the estate of the above-named Debtor(s), certifies under penalty of perjury, to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of her office and that the trustee has examined all proofs of claims as appropriate under the proposed distribution, and that the proposed distribution, attached hereto, is proper, and consistent with the law and rules of court. The Trustee applies for the commissions and expenses set forth herein and states that they are reasonable and proper.

I hereby authorize the Office of the United States Trustee to file by electronic means this Trustee's Final Report, Application for Compensation and Report of Proposed Distribution on my behalf, and I agree and acknowledge that the designation of my signature on this document once filed, constitutes my valid signature for the purposes of 11 U.S.C. § 704(9) and Fed.R.Bankr.Pro.9011.

Therefore, the Trustee requests that the Final Report, Application for Compensation and Report of Proposed Distribution be approved.

Date: December 15, 2005

/s/ Linda Payne
Linda Payne, Trustee

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

IN RE:

BOSTLEY, ROBERT & EVELYN

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**CASE NO. 04-42136-R
CHAPTER 7**

**TRUSTEE'S FINAL REPORT AND APPLICATION TO CLOSE CASE AND
DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth in Schedule A and states: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced moneys from personal funds for expenses, and the Trustee has not been reimbursed.
2. The Trustee submits Form I as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554 (c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them and the estate is ready to be closed.
4. The Trustee submits Form II as the account of estate cash receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The trustee has examined each and every claim filed and noted her approval of claims as filed, or she has filed objections to allowance or requests for reclassification.
8. The Trustee further requests that after final distribution of all moneys in accordance with the Trustee's Report of Final Distribution, and upon filing of a Supplemental Final Report and Account and certification by the U. S. Trustee the trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Dated: December 15, 2005

/s/ Linda Payne
Linda Payne, Trustee

SCHEDULE A-1

FINAL ACCOUNT AS OF: 12/15/05

BOSTLEY, ROBERT & EVELYN CASE NO. 04-42136-R

A: Receipts	\$5,008.73
B. Disbursements	
1. Secured Creditors-----	
2. Administrative-----	2,572.22
3. Priority-----	
4. Other-----	
Total disbursements-----	2,572.22
C. Current Balance	\$ 2,436.71

Form 1

Page: 1

Individual Estate Property Record and Report Asset Cases

Case Number: 04-42136 BTR
Case Name: BOSTLEY SR., ROBERT J.
BOSTLEY, EVELYN H.
Period Ending: 12/16/05

Trustee: (631540) LINDA S. PAYNE
Filed (f) or Converted (c): 05/03/04 (f)
\$341(a) Meeting Date: 06/23/04
Claims Bar Date: 10/07/04

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	Cottonwood Bank, Allen - homestead	95,925.00	0.00	DA	0.00	FA
2	Checking and savings	100.00	0.00	DA	0.00	FA
3	Household Goods	5,000.00	0.00	DA	0.00	FA
4	Books and pictures	250.00	0.00	DA	0.00	FA
5	Clothing and jewelry	2,250.00	0.00	DA	0.00	FA
6	Sports and hobby equipment	100.00	0.00	DA	0.00	FA
7	Life Insurance	10.00	0.00	DA	0.00	FA
8	Retirement - TransAmerica	130,432.21	0.00	DA	0.00	FA
9	Payment for stock Made demand - Jim Deeds - stated that he hoped to make a payment mid 2005.	35,034.00	35,034.00	DA	5,000.00	FA
10	1994 Pontiac Grand Prix	1,575.00	0.00	DA	0.00	FA
11	2001 Nissan Pathfinder	14,650.00	0.00	DA	0.00	FA
Int	INTEREST (u)	Unknown	N/A		8.73	FA
12	Assets Totals (Excluding unknown values)	\$285,326.21	\$35,034.00		\$5,008.73	\$0.00

Form 1

Page: 2

Individual Estate Property Record and Report Asset Cases

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BOSTLEY, EVELYN H.
Period Ending: 12/16/05

Trustee: (631540) LINDA S. PAYNE
Filed (f) or Converted (c): 05/03/04 (f)
\$341(a) Meeting Date: 06/23/04
Claims Bar Date: 10/07/04

1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=§554(a) abandon. DA=§554(c) abandon.	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					

Major Activities Affecting Case Closing:

Attempting to collect on note.

Initial Projected Date Of Final Report (TFR): September 1, 2005

Current Projected Date Of Final Report (TFR): December 16, 2005 (Actual)

Form 2

Page: 1

Cash Receipts And Disbursements Record

Case Number: 04-42136 BTR
Case Name: BOSTLEY SR., ROBERT J.
BOSTLEY, EVELYN H.
Taxpayer ID #: 13-7466561
Period Ending: 12/15/05

Trustee: LINDA S. PAYNE (631540)
Bank Name: JPMORGAN CHASE BANK, N.A.
Account: ***-****82-65 - Money Market Account
Blanket Bond: \$300,000.00 (per case limit)
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 T-Code	6 Receipts \$	7 Disbursements \$	8 Money Market Account Balance
06/15/05	{9}	Besley	Court approved settlement	1149-000	5,000.00		5,000.00
06/30/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.4000%	1270-000	0.77		5,000.77
07/29/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.4500%	1270-000	1.73		5,002.50
08/31/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.4500%	1270-000	1.91		5,004.41
09/20/05	1001	BILL PAYNE		3210-000		2,500.00	2,504.41
09/20/05	1002	BILL PAYNE		3220-000		72.22	2,432.19
09/30/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.5000%	1270-000	1.65		2,433.84
10/31/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.5500%	1270-000	1.06		2,434.90
11/30/05	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.5500%	1270-000	1.10		2,436.00
12/15/05	Int	JPMORGAN CHASE BANK, N.A.	Current Interest Rate is 0.5500%	1270-000	0.51		2,436.51
12/15/05		To Account #*****8266	Final Report	9999-000		2,436.51	0.00

ACCOUNT TOTALS	5,008.73	5,008.73	\$0.00
Less: Bank Transfers	0.00	2,436.51	
Subtotal	5,008.73	2,572.22	
Less: Payments to Debtors		0.00	
NET Receipts / Disbursements	\$5,008.73	\$2,572.22	

Form 2

Page: 2

Cash Receipts And Disbursements Record

Case Number: 04-42136 BTR
Case Name: BOSTLEY SR., ROBERT J.
BOSTLEY, EVELYN H.
Taxpayer ID #: 13-7466561
Period Ending: 12/15/05

Trustee: LINDA S. PAYNE (631540)
Bank Name: JPMORGAN CHASE BANK, N.A.
Account: ***-****82-66 - Checking Account
Blanket Bond: \$300,000.00 (per case limit)
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
12/15/05		From Account #*****8265	Final Report	9999-000	1	2,436.51

ACCOUNT TOTALS
Less: Bank Transfers 2,436.51 0.00
Subtotal 0.00 0.00
Less: Payments to Debtors 0.00
NET Receipts / Disbursements \$0.00 \$0.00

TOTAL - ALL ACCOUNTS

	Net Receipts	Net Disbursements	Account Balances
MMA # ***-****82-65	5,008.73	2,572.22	0.00
Checking # ***-****82-66	0.00	0.00	2,436.51
	\$5,008.73	\$2,572.22	\$2,436.51

Trustee's Compensation**Debtor: BOSTLEY SR., ROBERT J.****Case: 04-42136****Computation of Compensation**

Total disbursements to other than the debtor are: 5,008.73

Pursuant to 11 U.S.C. 326, compensation is computed as follows:

25% of First \$5,000	5,000.00 =	1,250.00
10% of Next \$45,000	8.73 =	0.87
5% of Next \$950,000	0.00 =	0.00
3% of Balance	0.00 =	0.00

Calculated Total Compensation: **\$1,250.87**

Plus Adjustment: 0.00

Total Compensation: **\$1,250.87**

Less Previously Paid: 0.00

Total Compensation Requested: **\$1,250.87****Trustee Expenses**

Premium on Trustee's Bond		0.00
Travel	0.0 miles at 0.0 cents per mile	0.00
Copies	87 copies at 25.0 cents per copy	21.75
Postage		24.18
Telephone Charges		0.00
Clerical / Secretarial	6.75 hours at 20.00 dollars per hour	135.00
Paralegal Assistance	0.00 hours at 0.00 dollars per hour	0.00
Supplies / Stationery		0.00
Distribution Expenses		0.00
Professional Expenses		0.00
Other Expenses		0.00
Other Expenses 2		0.00

Subtotal Expenses: **\$180.93**

Plus Adjustment: 0.00

Total Expenses: **\$180.93**

Less Previously Paid: 0.00

Total Expenses Requested: **\$180.93**

The undersigned Trustee certifies under penalty of perjury that the foregoing is true and correct to the best of his/her knowledge and requests the United States Trustee to approve this report and accounts and requests the Court to provide for notice and opportunity for a hearing under 11 U.S.C. 330(a), 502(b), and 503(b) and to thereafter award final compensation or reimbursement of expenses and to make final allowance for the purposes of distribution to claims, administrative expenses, and other payments stated in this report and account.

WHEREFORE, the Trustee requests that this application be approved by this Court and that the Trustee be granted an allowance of \$1,250.87 as compensation and \$180.93 for reimbursement of expenses. The Trustee further states that no payments have been made or promised to him/her for services rendered or to be rendered in any capacity in this case. No agreement or understanding exists between applicant and any other person for sharing compensation received or to be received.

Dated: 12/15/05

Signed: LINDA S. PAYNE
100 NORTH MAIN ST.

PARIS, TX 75460

Exhibit "A"**Period: 01/01/00 - 12/15/05****Trustee: LINDA S. PAYNE (631540)****Case Number:** 04-42136**Case Name:** BOSTLEY SR., ROBERT J.**Case Type:** Assets**Judge:** Brenda T. Rhoades**Petition Date:** 05/03/04**341a Meeting:** 06/23/04 10:45**Category: CLERICAL**

<u>Date</u>	<u>Description</u>	<u>Hours/Unit</u>	<u>Rate</u>	<u>Total</u>
01/06/05	Prepare, file and mail Application to Employ attorney	0.50	\$20.000	\$10.00
01/27/05	Prepare, file and mail application to defer filing fee	0.50	\$20.000	\$10.00
08/11/05	Prepare, file and mail Application to Compensate Attorney	2.75	\$20.000	\$55.00
12/15/05	Final and Supplemental Final Report	3.00	\$20.000	\$60.00
Total for category CLERICAL:		6.75		\$135.00

Category: COPIES

<u>Date</u>	<u>Description</u>	<u>Hours/Unit</u>	<u>Rate</u>	<u>Total</u>
01/06/05	Application to Employ attorney	5.00	\$0.250	\$1.25
08/11/05	Application to Compensate Attorney	57.00	\$0.250	\$14.25
12/15/05	Final Report and Supplemental Final Report	25.00	\$0.250	\$6.25
Total for category COPIES:		87.00		\$21.75

Category: POSTAGE

<u>Date</u>	<u>Description</u>	<u>Hours/Unit</u>	<u>Rate</u>	<u>Total</u>
08/11/05	Mail Application to Compenstate Attorney	57.00	\$0.390	\$22.23
12/15/05	Mail Application to Employ attorney	1.00	\$0.390	\$0.39
12/15/05	Mail distribution checks	4.00	\$0.390	\$1.56
Total for category POSTAGE:		62.00		\$24.18

Total for case 04-42136: \$180.93**Grand Total: \$180.93**

SCHEDULE C
EXPENSES OF ADMINISTRATION

	AMOUNT CLAIMED	AMOUNT PAID	AMOUNT DUE
1. 11 U.S.C. Sec 507(a)(1)			
<u>Court Cost and Fees</u>			
A. Notice & Claim Fees \$			
B. Adv. filing fees	150.00	0	150.00
C. Quarterly Chapt 11			
2. 11 U.S.C. Sec 503(b)(1)(a)			
<u>Preservation of estate</u>			
A. Transportation			
B. Storage			
C. Wages			
D. Estates share FICA			
E. Insurance			
F. Other (itemize)			
G. Chapt 11 Trade			
Airborne Express			
3. 11 U.S.C. Sec.503(b)(2)			
<u>Post-Petition Taxes</u>			
<u>and related penalties</u>			
4. 11 U.S.C. Sec.503(b)(2)			
<u>Compensation and</u>			
<u>Reimbursement</u>			
A. Trustee Fees	1,250.87	0	1,250.87
B. Trustee Expenses	180.93	0	180.93
C. Attorney to Trustee			
(#22 on docket)	2,500.00	2,500.00	0
D. Expenses for Attorney			
To Trustee	72.22	72.22	0
E. Attorney for Debtor			
F. Auctioneer Fees			
G. Auctioneer Expenses			
5. Other (Itemize)			
TOTAL-----	4,154.02	2,572.22	1,581.80

SCHEDULE D

SECURED CLAIMS

Claim #	Claimant	Amount Claimed	Amount Not Determined	Amount Allowed	Previously Paid	Amount Due
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Total Allowed Secured Claims: \$ 0

SCHEDULE E

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

	(1) Claim No.	(2) Amt. Claimed	(3) Amt. Allowed	(4) Amt. Paid	(5) Amt. Due
1. For Credit Extended §364(e)(1)					
2. Claims from failure of adequate protection §307 (a)(b)					
3. "Gap Claims" §507 (a)(2)					
4. Wages, etc. §507 (a)(3)					
5. Contributions to benefit plans §507 (a)(4)					
6. Engaged in raising of grain or fisherman §507 (a)(5)					
7. Consumer deposits §507 (a)(6)					
8. Alimony or child support §507 (a)(7)					
9. Taxes §507 (a)(8)					

TOTAL ALLOWED PRIORITY CLAIMS: \$ 0

TIMELY FILED ALLOWED UNSECURED CLAIMS TOTAL:\$ 40,586.30

/s/ Linda S. Payne
Linda S. Payne, Trustee

Claims Distribution Register

Case: 04-42136 BOSTLEY SR., ROBERT J.

Claim #	Date	Pri	Claimant / Proof / <Category> / Memo	Amount Filed	Amount Allowed	Paid to Date	Claim Balance	Proposed Payment
Admin Ch. 7 Claims:								
	05/03/04	200	BILL PAYNE 100 NORTH MAIN STREET PARIS, TX 75460 <3210-00 Attorney for Trustee Fees (Other Firm)>	2,500.00	2,500.00	2,500.00	0.00	0.00
	05/03/04	200	BILL PAYNE 100 NORTH MAIN STREET PARIS, TX 75460 <3220-00 Attorney for Trustee Expenses (Other Firm)>	72.22	72.22	72.22	0.00	0.00
	05/03/04	200	LINDA S. PAYNE 100 NORTH MAIN ST. PARIS, TX 75460 <2200-00 Trustee Expenses>	180.93	180.93	0.00	180.93	180.93
	05/03/04	200	LINDA S. PAYNE 100 NORTH MAIN ST. PARIS, TX 75460 <2100-00 Trustee Compensation>	1,250.87	1,250.87	0.00	1,250.87	1,250.87
	05/03/04	200	CLERK, U. S. BANKRUPTCY COURT 660 N. CENTRAL EXPRESSWAY FIRST INTERSTATE BK BLDG 300 PLANO, TX 75074 <2700-00 Clerk of the Court Costs (includes adversary and other filing fees)>	150.00	150.00	0.00	150.00	150.00
Total for Priority 200: 100% Paid				\$4,154.02	\$4,154.02	\$2,572.22	\$1,581.80	\$1,581.80
Total for Admin Ch. 7 Claims:				\$4,154.02	\$4,154.02	\$2,572.22	\$1,581.80	\$1,581.80

Unsecured Claims:

1	07/26/04	610	Compass Bank P O Box 10566 Birmingham, AL 35282 <7100-00 General Unsecured § 726(a)(2)> Unsecured Description: xxx-xxx-5179 Remarks: CreditCard	10,557.52	10,557.52	0.00	10,557.52	222.33
2	07/29/04	610	Discover BKCY PO Box 8003 Hilliard, OH 43026 <7100-00 General Unsecured § 726(a)(2)> Unsecured	8,515.66	8,515.66	0.00	8,515.66	179.33
3	08/16/04	610	MBNA America Bank PO Box 15168 Wilmington, DE 19850 <7100-00 General Unsecured § 726(a)(2)> Unsecured	16,845.52	16,845.52	0.00	16,845.52	354.75

Claims Distribution Register

Case: 04-42136 BOSTLEY SR., ROBERT J.

Claim #	Date	Pri	Claimant / Proof / <Category> / Memo	Amount Filed	Amount Allowed	Paid to Date	Claim Balance	Proposed Payment
4	08/17/04	610	Hibernia National Bank 2318 Richmond Rd Texarkana, TX 75503 <7100-00 General Unsecured § 726(a)(2)> Secured- objection sustained 8/9/05	50,128.15	0.00	0.00	0.00	0.00
5	09/24/04	610	Citibank 4300 Westown Pkwy West Des Moines, IA 50266 <7100-00 General Unsecured § 726(a)(2)> Unsecured	4,667.60	4,667.60	0.00	4,667.60	98.30
Total for Priority 610: 2.10591% Paid				\$90,714.45	\$40,586.30	\$0.00	\$40,586.30	\$854.71
Total for Unsecured Claims:				\$90,714.45	\$40,586.30	\$0.00	\$40,586.30	\$854.71
Total for Case :				\$94,868.47	\$44,740.32	\$2,572.22	\$42,168.10	\$2,436.51